THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

IN RE: CROP PROTECTION PRODUCTS LOYALTY PROGRAM ANTITRUST LITIGATION

This document relates to: ALL ACTIONS

No. 1: 23-md-03062-TDS-JEP

JOINT NOTICE AND REPORT REGARDING CONFERENCE AMONG LEADERSHIP APPLICANTS

In accordance with the Court's instructions set forth in Case Management Order No. 1 (ECF 31), the undersigned Plaintiffs' counsel hereby submit the following Joint Notice and Report:

- 1. Case Management Order No. 1 states that Plaintiffs' counsel "shall ... meet and confer after the filing of [motions for the appointment of interim class counsel] in an effort to resolve any differences." (*Id.*) It further provides that Plaintiffs' counsel "shall report any resolution of any differences to the [C]ourt within 14 days after the motions are filed." (*Id.*)
- Consistent with these instructions, undersigned counsel met via telephone on
 May 1, 2023 to discuss the potential resolution of their competing Motions for
 Appointment of Interim Class Counsel.

3. Although the meeting participants worked diligently and cooperatively, the parties were unable to resolve their differences regarding the various pending Motions.

This the 3rd day of May, 2023.

Respectfully submitted,

/s/ Gregory S. Asciolla

Gregory S. Asciolla

DICELLO LEVITT LLC

Gregory S. Asciolla Karin E. Garvey 485 Lexington Avenue Suite 1001 New York, NY 10017 Telephone: (646) 933-1000 gasciolla@dicellolevitt.com kgarvey@dicellolevitt.com

PRETI FLAHERTY

Randall B. Weill One City Center P.O. Box 9546 Portland, ME 04112-9546 Telephone: (207) 791-3000 rweill@preti.com

TURNING POINT LITIGATION/MULLINS DUNCAN HARRELL & RUSSELL, PLLC

Allison Mullins
N.C. State Bar No. 23430
L. Cooper Harrell
N.C. State Bar No. 27875
300 N. Greene St, Suite 2000
Greensboro, NC 27401
Telephone: (336) 645-3320
amullins@turningpointlit.com
charrell@turningpointlit.com

BARRETT LAW, PLLC

Jonathan P Barrett 121 Colony Crossing, Suite D Madison, MS 39110 Telephone: (601) 790-1505 jpb@barrettlawms.com

NEAL & HARWELL, PLC

Charles Barrett 1201 Demonbreun St., Ste 1000 Nashville, TN 37203 Telephone: (615) 238-3647 cbarrett@nealharwell.com

Counsel for Jones Planting Co. III

/s/ Daniel Brockett

Daniel Brockett

QUINN EMANUEL URQUHART & SULLIVAN LLP

Daniel Brockett
51 Madison Avenue
STE 22nd Floor
New York, NY 10010
212-849-7345
danbrockett@quinnemanuel.com

QUINN EMANUEL URQUHART & SULLIVAN LLP

Jeremy Andersen 865 South Figueroa St., STE 10th Fl. Los Angeles, CA 90017 Telephone: (213) 443-3685 jeremyandersen@quinnemanuel.com

PINTO COATES KYRE & BOWERS,

PLLC

Richard Leonard Pinto N.C. State Bar No. 9412

Kenneth Kyre Jr.

N.C. State Bar No. 7848

Lyn K. Broom

N.C. State Bar No. 17674

3203 Brassfield Rd.

Greensboro, NC 27410 Telephone: (336)-282-8848

rpinto@pckb-law.com kkyre@pckb-law.com

COHEN MILSTEIN SELLERS & TOLL PLLC

Michael B. Eisenkraft 88 Pine St., Ste. 14th Floor New York, NY 10005 Telephone: (212) 838-7797 meisenkraft@cohenmilstein.com

COHEN MILSTEIN SELLERS & TOLL PLLC

Jay J. Chaudhuri N.C. State Bar No. 27747 150 Fayetteville St., Suite 980 Raleigh, NC 27601 Telephone: (919) 890-0560 jchaudhuri@cohenmilstein.com

Counsel for Plaintiff Clint Meadows, Michael Shows, Matt Taylor

/s/ Christopher M. Burke

Christopher M. Burke

KOREIN TILLERY, PC

Christopher M. Burke

Walter Noss

Yifan (Kate) Lv

707 Broadway, Suite 1410

San Diego, CA 92101

Telephone: (618) 625-5620

cburke@koreintillery.com

wnoss@koreintillery.com

klv@koreintillery.com

KOREIN TILLERY, LLC

Rosemarie Fiorillo

505 N 7th Street, Suite 3600

St. Louis, MO 63101

Telephone: (314)-241-4844

rfiorillo@koreintillery.com

LOWEY DANNENBERG P.C.

Vincent Briganti

Christian Levis

Roland R. St. Louis, III

Noelle Forde

44 South Broadway

White Plains, NY 10601

Telephone: (914) 997-0500

vbriganti@lowey.com

clevis@lowey.com

rstlouis@lowey.com

nforde@lowey.com

KOREIN TILLERY, LLC

George A. Zelcs

Randall P. Ewing, Jr.

205 North Michigan Avenue, Suite 1950

Chicago, IL 60601

Telephone: (312) 641-9750

gzelcs@koreintillery.com

rewing@koreintillery.com

NUSSBAUM LAW GROUP, P.C.

Linda P. Nussbaum

Susan R. Schwaiger

1211 Avenue of the Americas, 40th Fl.

New York, NY 10036

Telephone: (917) 438-9189

lnussbaum@nussbaumpc.com

schwaiger@nussbaumpc.com

PAYNTER LAW, PLLC

Gagan Gupta

N.C. State Bar No. 53119

Stuart M. Paynter

N.C. State Bar No. 42379

Sara C. Willingham

N.C. State Bar No. 45661

106 S. Churton Street, Suite 200

Hillsborough, NC 27278

Telephone: (919) 729-2149

ggupta@paynterlaw.com

stuart@paynterlaw.com

swillingham@paynterlaw.com

Counsel for Plaintiff Charles Anderson

/s/William M. Audet

William M. Audet (CA SBN 117456)

AUDET & PARTNERS, LLP

Ling Y. Kuang (CA SBN 296873)

Kurt D. Kessler (CA SBN 327334)

711 Van Ness, Suite 500

San Francisco, CA 94102-3229

Telephone: 415.568.2555

waudet@audetlaw.com

lkuang@audetlaw.com

kkessler@audetlaw.com

Counsel for Peter Bonin

/s/ Kevin G. Williams

Kevin G. Williams, N.C.

BELL, DAVIS & PITT, P.A.

Kevin G. Williams

N.C. State Bar No. 25760

Alan M. Ruley

N.C. State Bar No. 16407

P.O. Box 21029

Winston-Salem, NC 27120-1029

Telephone: (336) 722-3700 kwilliams@belldavispitt.com aruley@belldavispitt.com

Counsel for Sayler Farms, LLC, River Island, Inc., Mercury Properties, LLC, Gary N. Vann, Dale R. Teske, Richard J. Slovak, Christopher L. Jessen, and Matt King d/b/a King Farms

KAPLAN FOX & KILSHEIMER LLP

Robert N. Kaplan
Gregory K. Arenson
Matthew P. McCahill
Elana Katcher
Jason A. Uris
800 Third Avenue, 38th Floor
New York, NY 10022
Telephone: (212) 687-1980
rkaplan@kaplanfox.com
garenson@kaplanfox.com
mmccahill@kaplanfox.com
ekatcher@kaplanfox.com
juris@kaplanfox.com

Counsel for Sayler Farms, LLC and River Island, Inc.

CUNEO GILBERT & LADUCA, LLP

Jonathan Cuneo
Amanda G. Lewis
Pamela Gilbert
Cody McCracken
4725 Wisconsin Ave. NW, Suite 200
Washington, DC 20016
Telephone: (202) 789-3960
jonc@cuneolaw.com
alewis@cuneolaw.com
pamelag@cuneolaw.com
cmccracken@cuneolaw.com

CUNEO GILBERT & LADUCA, LLP

Michael J. Flannery Two City Place Drive, Suite 200 St. Louis, MO 63141 Telephone: (314) 226-1015 mflannery@cuneolaw.com

Counsel for Christopher L. Jessen & Dale R. Teske

CERA LLP

Solomon B. Cera 201 California St., Suite 1240 San Francisco, CA 94111 Telephone: (415) 777-2230 scera@cerallp.com

CERA LLP

C. Andrew Dirksen 800 Boylston St., 16th Floor Boston, MA 02199 Telephone: (857) 453-6555 cdirksen@cerallp.com

Counsel for Plaintiff Dale R. Teske

THE COFFMAN LAW FIRM

Richard L. Coffman 3355 W. Alabama, Suite 240 Houston, TX 77098 Telephone: (713) 528-6700 rcoffman@coffmanlawfirm.com

Counsel for Plaintiff Richard J. Slovak

LIFVENDAHL LAW, LLC

Eric R. Lifvendahl 265 Latrobe Ave. Northfield, IL 60093 T: (847) 830-7002 eric@liflaw.com

Counsel for Plaintiff Matt King d/b/a King Farms

/s/ G. Michael Stewart

G. Michael Stewart

SIMMONS HANLY CONROY-ALTON

G. Michael Stewart Michael J. Angelides One Court Street Alton, IL 62002

Telephone: (618)259-2222 mstewart@simmonsfirm.com mangelides@simmonsfirm.com

SEEGER WEIS LLP

Christopher Seeger Jennifer Scullion 55 Challenger Road Ridgefield Park, NJ 07660 Telephone: (212) 584-0700 cseerger@seegerweiss.com jscullion@seegerweiss.com

WILLIAMS DIRKS DAMERON LLC

Matthew L. Dameron Eric L. Dirks Michael A. Williams 1100 Main Street, Suite 2600 Kansas City, MO 64105 Telephone: (816) 945-7135 matt@williamsdirks.com dirks@williamsdirks.com mwilliams@williamsdirks.com

MILBERG COLEMAN BRYSON PHILLIPS GROSSMAN PLLC

Daniel Bryson
N.C. State Bar No. 15781
Patrick Wallace
N.C. State Bar No.48138
900 W. Morgan St.
Raleigh, NC 27603
Telephone: (919) 600-5000
dbryson@milberg.com
pwallace@milberg.com

Counsel for Dale Grapperhaus

/s/ Amanda Kate Klevorn

Amanda Kate Klevorn

BURNS CHAREST

Amanda Kate Klevorn
Hannah Quicksell Korey
Arthur Nelson Kyle
Kilpatrick Oxford
365 Canal Street, Suite 1170
New Orleans, LA 70130
Telephone: (504) 799-2845
aklevorn@burnscharest.com
hquicksell@burnscharest.comknel
son@burnscharest.com
koxford@burnscharest.com

BURNS CHAREST (DAL)

Warren T. Burns 900 Jackson Street, Suite 500 Dallas, TX 75202 Telephone: (504) 779-2846 wburns@burnscharest.com

Counsel for H & R Farms II and Teche Farm Supplies

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing document has been filed electronically with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to counsel of record in this action.

This the 3rd day of May, 2023.

/s/ Gregory S. Asciolla

Gregory S. Asciolla